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11/12/07

HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P.(C) No. 7300 OF 2007

PETITIONER Ramdeo Tawari, S/o. Shei Trilok Chand Tiwari, aged 32 years, Proprietor Radhika Udyog (Rice Mill, R/o. B-1, Mahesh Colony, Durg (Chhattisgarh)

Vs.

RESPONDENTS

1. State of Chhattisgarh Through the Secretary, Department of Food, Civil Supplies and Consumer Protection, Mantralaya, Dau Kalyan Singh Bhawan, Raipur (Chhattisgarh)

2. Chhattisgarh Rajya Sahakari Vipanan Sangh Maryadit, 880, Civil Lines, Mukhyalaya, Raipur (Chhattisgarh) through its Managing Director, Raipur (Chhattisgarh)

3. Collector (Food) District Durg (Chhattisgarh)

4. Zila Vipanan Adhikari Chhattisgarh Rajya Sahakari Vipanan Sangh Maryadit, Durg (Chhattisgarh)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

(SB: Hon'ble Mr. **Satish K. Agnihotri, J.)**

Shri Manindra Shrivastava, Senior Advocte with Shri Afroz Khan, counsel for the petitioner.

Shri Sumesh Bajaj, Government Advocate for the State.

ORAL ORDER

(Passed on this 10th day of December 2007)

1. Learned counsel appearing for the petitioner submits that the petitioner is aggrieved by the fact that the petitioner has been denied the benefits of circular dated 31.10.2007 issued by the Food, Civil Supplies and Consumer Protection Department and as such they are not getting the benefit of custom milling system. He further submits that the petitioner has submitted a representation to the Collector

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(Food) Durg, on 17.11.2007 (Annexure P/27). Despite all efforts, the Collector, Durg is proceeding with the agreements with other parties without deciding his representation.

2. In the facts and circumstances of the case, it is expedient that the Collector, Durg be directed to consider and decide the representation dated 17.11.2007 (Annelxure P/27) in accordance with law within a period of one week and the Collector shall pass a reasoned order on the issue.

3. In view of the foregoing, the petition stands disposed of.

4. Certified copy within 24 hours.

Sd/-
Satish K. Agnihotri
Judge

Suguna